IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1049 OF 2005

IN

SUIT NO.1005 OF 2005

Brookhill Tower "C" and "D" Wing
Co-operative Housing Ltd. ... Plaintiff

vs.

Bhagat Erectors and dev.(I) Ltd. ... Defendant.

Mr.N.Shah i/b. R.S.Mishra, for Plaintiff.

Mr.Sanjay Jain with R.B.Jain i/b. Legal Juris, for Defendant.

CORAM: D.K.DESHMUKH,J.

DATED: 8th November,2006..

P.C.:-

1. On a motion made by the learned Counsel appearing for plaintiff, the notice of motion is permitted to be withdrawn with liberty to take out fresh notice of motion claiming same reliefs after amending the plaint. The learned Counsel appearing for defendant states that

the amount of Rs.1,74,000/- which he has deposited in the Court will not be withdrawn by him for a period of eight weeks from today. The statement is accepted.